

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on January 6, 2017 at 8:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Keith Regier, Chair (R)
Sen. Jennifer Fielder, Vice Chair (R)
Sen. Jen Gross (D)
Sen. Steve Hinebaugh (R)
Sen. Jedediah Hinkle (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Mary Moe (D)
Sen. Scott Sales (R)
Sen. Diane Sands (D)
Sen. Nels Swandal (R)
Sen. Chas Vincent (R)

Members Excused: None

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Pam Schindler, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 22, 1/2/2017; SB 29, 1/2/2017; SB 30, 1/2/2017
SB 20-Do Pass, SB 21-Do Pass

HEARING ON SB 22

Opening Statement by Sponsor:

00:01:44 Sen. Sue Malek (D), SD 46, opened the hearing on SB 22, Revise laws re termination of parental rights when child is result of rape.

[EXHIBIT\(jus05a01\)](#)

Proponents' Testimony:

00:04:51 Robin Turner, director, Public Policy, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

[EXHIBIT\(jus05a02\)](#)

00:10:36 Deb Matteucci, director, Montana Board of Crime Control (MBCC)

[EXHIBIT\(jus05a03\)](#)

[EXHIBIT\(jus05a04\)](#)

00:13:30 Ole Olson, prosecutor, assistant attorney general, Department of Justice (DOJ)

00:14:41 Tracy Vaughn, Montana Sex Offender Treatment Association (MSOTA)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:15:25 Sen. Moe

00:16:12 Mr. Olson, DOJ

00:16:47 Chairman Regier

00:17:04 Mr. Olson

Closing by Sponsor:

00:17:29 Sen. Malek

HEARING ON SB 29

Opening Statement by Sponsor:

00:19:08 Sen. Diane Sands (D), SD 49, opened the hearing on SB 29, Revising laws regarding sexual crimes.

[EXHIBIT\(jus05a05\)](#)

00:32:06 Julianne Burkhardt, Legislative Services Division (LSD)

Proponents' Testimony:

00:32:47 Jennifer Clark, self, prosecutor, County of Missoula
 00:50:45 Ole Olson, prosecutor, assistant attorney general, Department of Justice (DOJ)
 00:55:49 Melinda Reed, executive director, Friendship Center, Helena
 00:57:14 Mark Murphy, Montana County Attorneys Association (MCAA)
 01:00:01 Abbigail Belcher, Associated Students of University of Montana (ASUM),
 Missoula
 01:00:23 Debbie Matteucci, director, Montana Board of Crime Control (MBCC)
 01:02:03 Tracy Vaughn, Montana Sex Offender Treatment Association (MSOTA)
 01:05:07 Christina Powell, Sexual Assault Counseling Center (SACC), Bozeman
 01:10:44 Robin Turner, director, Public Policy, Montana Coalition Against Domestic and
 Sexual Violence (MCASDV)

[EXHIBIT\(jus05a06\)](#)

[EXHIBIT\(jus05a07\)](#)

01:12:38 Beth Brenneman, Disability Rights Montana (DRM)

Opponents' Testimony:

None

Informational Testimony:

01:14:01 Lieutenant Colonel Beverly Schneider, attorney, Department of Military Affairs
 (DMA)

Questions from Committee Members and Responses:

01:15:31 Sen. Fielder
 01:16:06 Ms. Brenneman, DRM
 01:17:51 Sen. Fielder
 01:18:18 Mr. Olson, DOJ
 01:21:11 Sen. Fielder
 01:21:41 Sen. Sands
 01:24:27 Sen. Swandal
 01:24:57 Ms. Matteucci, MBCC
 01:25:58 Sen. Swandal
 01:26:47 Mr. Vaughn, MSOTA
 01:28:34 Sen. MacDonald
 01:29:13 Ms. Clark, self
 01:30:01 Chairman Regier
 01:30:10 Ms. Clark
 01:31:19 Sen. Moe
 01:31:42 Ms. Schneider, DMA
 01:33:11 Sen. Moe
 01:33:33 Ms. Powell, SACC
 01:34:32 Sen. Hinkle
 01:36:45 Sen. Sands
 01:37:38 Mr. Olson

Closing by Sponsor:

01:38:39 Sen. Sands

HEARING ON SB 30

Opening Statement by Sponsor:

01:43:09 Sen. Diane Sands (D), SD 49, opened the hearing on SB 30, Revise laws related to criminal statute of limitations.

Proponents' Testimony:

01:48:46 Tracy Vaughn, Montana Sex Offenders Treatment Association (MSOTA)
01:49:18 Ole Olson, prosecutor, assistant attorney general, Department of Justice (DOJ)
01:51:05 Christina Powell, Sexual Assault Counseling Center (SACC), Bozeman
01:54:03 Robin Turner, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

01:55:33 Sen. Moe
01:56:05 Sen. Sands
01:58:56 Sen. Felder
01:59:35 Sen. Sands
01:59:55 Mr. Olson, DOJ
02:00:18 Sen. Felder
02:00:28 Sen. Sands
02:00:51 Sen. Felder
02:02:16 Chairman Regier
02:02:30 Mr. Olson
02:02:37 Sen. Vincent
02:03:38 Sen. Sands

Closing by Sponsor:

02:04:22 Sen. Sands

02:05:13 Brief Recess
02:20:26 Reconvene

EXECUTIVE ACTION ON SB 20

02:20:50 **Motion/Vote:** Sen. Swandal moved that **SB 20 DO PASS**. Motion carried unanimously by roll call vote.

EXECUTIVE ACTION ON SB 21

02:22:17 **Motion/Vote:** Sen. Fielder moved that **SB 21 DO PASS**. Motion carried unanimously by roll call vote.

02:23:18 Chairman Regier

ADJOURNMENT

Adjournment: 10:24 A.M.

Pam Schindler, Secretary

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Additional Documents:

EXHIBIT([jus05aad.pdf](#))